



Dan Skopec
Acting Secretary

California Regional Water Quality Control Board

San Diego Region

Over 50 Years Serving San Diego, Orange, and Riverside Counties
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Arnold Schwarzenegger
Governor

June 1, 2006

Certified Mail – Return Receipt Requested
7005 2570 0001 4287 3496

Mr. and Mrs. Ernest Moretti
P.O. Box 2078
Borrego Springs, CA 92004

In Reply Refer to:
TSMC:50-3537.05:peass

Dear Mr. and Mrs. Moretti:

RE: ADDENDUM NO. 9 TO CLEANUP AND ABATEMENT ORDER NO. 99-26

Enclosed is Addendum No. 9 to Cleanup and Abatement Order (CAO) No. 99-26 issued by the California Regional Water Quality Control Board, San Diego Region (Regional Board). The Order directs you to cleanup and abate the effects of the discharges of petroleum fuel wastes at 30350 Highway 78, Santa Ysabel, California, as a result of unauthorized discharges from a former leaking underground storage tank system at the site.

Addendum No. 9 to CAO No. 99-26 is issued pursuant to California Water Code (CWC) sections 13267 and 13304 and modifies the groundwater monitoring requirements. Please note that failure to meet deadlines may subject you to further enforcement action by the Regional Board including administrative or judicial proceedings for the assessment of civil liability in amounts of up to \$10,000 per day; referral to the State Attorney General for injunctive relief; and, referral to the District Attorney for criminal prosecution.

You may contest the issuance of the CAO Addendum by requesting a public hearing on the matter before the Regional Board. In order to schedule a hearing this office must receive a written request no later than 5 PM on July 3, 2006 (30 days). Be aware that a request for a hearing does not stay deadlines in the CAO.

The heading portion of this letter includes a Regional Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence please include this code number in the heading or subject line portion of all correspondence and reports to the Regional Board pertaining to this matter.

If you have any questions, please contact Ms. Sue Pease of my staff at (858) 637-5596, or by email at spease@waterboards.ca.gov

California Environmental Protection Agency


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Mr. & Mrs. Moretti
Addendum No. 9
Cleanup and Abatement Order 99-26

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June 1, 2006

Respectfully,



JOHN H. ROBERTUS
Executive Officer

JHR:dtb:sjp

Enclosure: Addendum No. 9 to CAO 99-26

cc: Ms. Diana Conkle, State Water Resources Control Board, Underground Storage Tank
Cleanup Fund, 1001 'I' Street, Sacramento CA 95814

Mr. Anderson Donan, Donan Environmental Services, Inc. P.O. Box 1839,
Vista, CA 92085-1839

Mr. Kenneth Vernon, R.G., Donan Environmental Services, Inc. P.O. Box 1839,
Vista, CA 92085-1839

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

**ADDENDUM NO. 9 TO
CLEANUP AND ABATEMENT ORDER NO. 99-26**

**FORMER SANTA YSABEL CHEVRON SERVICE STATION
30350 HIGHWAY 78, SANTA YSABEL
SAN DIEGO COUNTY**

The California Regional Water Quality Control Board, San Diego Region (hereinafter, Regional Board) finds that:

36. During the last four quarters (April 2005 – March 2006) of groundwater monitoring, analytical results indicate that no detectable concentrations of Total Petroleum Hydrocarbons have been found in domestic wells B5, B6, B7 and B14.
37. During the period when tetraethyl lead was used as an octane booster, 1,2 Dichloroethane (1,2 DCA) was added to petroleum fuel as a lead scavenger. Fuel was dispensed from this gas station during the time period when 1,2 DCA was added to petroleum fuel. 1,2 DCA has a Maximum Contaminant Level of 0.5 ug/L for drinking water, as specified in California Code of Regulations, Title 22, Table 64444-A of section 64444. The groundwater at the former Santa Ysabel Chevron site has not been analyzed for 1,2 DCA. Since 1,2 DCA is a threat to water quality, it is necessary for the Discharger to analyze groundwater for 1,2 DCA.
38. This action is an Order to enforce the laws and regulations administered by the Regional Board. As such, this action is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to section 15321 of the Resources Agency Guidelines.

IT IS HEREBY ORDERED, pursuant to sections 13267 and 13304 of the California Water Code that:

Directive 21 of the Addendum No. 1 of Cleanup and Abatement Order No. 99-26 be replaced with the following:

21. The discharger shall monitor and sample domestic and municipal drinking water supply wells within the community of Santa Ysabel on a quarterly basis except for wells B5, B6, B7 and B14. All groundwater samples shall be analyzed in accordance with Directive 19 of Addendum No. 1.

Directive 92 is added to Cleanup and Abatement Order No. 99-26 as follows:

92. Except the wells indicated in Directive 21, beginning with the 2nd quarter 2006 (April 1, 2006 to June 30, 2006), the remaining monitoring, domestic and municipal wells, and any new groundwater monitoring or extraction wells, shall be sampled and analyzed for the full list of chemicals included in the EPA method 8260b, which includes analysis for 1,2 DCA. If 1,2 DCA is detected in any groundwater well, quarterly monitoring shall continue for 1,2 DCA and all potential breakdown products in those wells. If 1,2 DCA is not detected in a groundwater well, this analysis shall be performed annually in the 2nd quarter monitoring period, April 1 through June 30.

The dischargers shall sample any new groundwater monitoring or extraction wells quarterly and analyze the samples using analytical methods listed above. The dischargers may propose changes to these sampling requirements; any proposed changes are subject to Regional Board approval.

All directives, other than Directive 21 of Addendum No. 1, issued in Cleanup and Abatement Order No. 99-26 and Addenda remain unchanged and in effect.


JOHN. H. ROBERTUS
Executive Officer

Date issued: June 1, 2006